MAY 3 1 2002

FIRST CLASS MAIL CERTIFICAT

I hereby certify that this document is being deposited with the United States Postal Service on this date as first class mail addressed to: Control States Patent and Trademark Office, Box Sequence, P.O. Box 2327, Arlington, VA 22202.

Bernadette B. Fakey

May 13, 2002 Date

Att. Docket No. REG 780D

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Murphy, et al.

Serial No.

10/076,840

Filed

February 15, 2002

For

METHODS OF MODIFYING EUKARYOTIC CELLS

Date: May 13, 2002

Commissioner for Patents U.S. Patent and Trademark Office Box Sequence P.O. Box 2327 Arlington, VA 22202

Dear Sir:

#### TRANSMITTAL OF SEQUENCE LISTING

Pursuant to a Notice to File Missing Parts of Nonprovisional Application ("Notice") issued on March 8, 2002, in connection with the above-identified application, Applicants submit herewith as Exhibit A: copy of March 8, 2002, Notice; Exhibit B: Sequence Listings in paper form pursuant to 37 C.F.R §1.821(c) and (e) respectively.

The computer readable form of the "Sequence Listing" in this application, USSN 10/076,840 is identical with that filed in USSN 09/784,859 filed February 16, 2001. In accordance with 37 C.F.R. § 1.821(e), please use the first-filed computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in

Att. Docket No.: REG 780D

USSN 10/076,840

Transmittal of Sequence Listing

application number and filing date for the computer readable form that will be used for the instant application.

Applicants direct the subject Sequence Listings submitted herewith be added to the specification.

I hereby state that the content of the paper and computer readable copies of the Sequence Listing submitted herewith and referred to herein in accordance with 37 C.F.R. § 1.821(g), contain no new matter.

No fee is deemed necessary for filing this paper. If any fee should be deemed necessary, the Commissioner is authorized to charge Deposit Account 18-0650 the required amount.

Sincerely,

Linda O. Palladino Reg. No. 45,636 Patent Agent for Applicants Gail M. Kempler Reg. No. 32,143 Joseph M. Sorrentino Reg. No. 32,598 Laura J. Fischer Reg. No. 50,420 Attorneys for Applicants Regeneron Pharmaceuticals, Inc. 777 Old Saw Mill River Road Tarrytown, New York 10591 (914) 345-7400

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I hereby certify that this document is being deposited with the United States Postal Service on this date as first class mail addressed to: Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231.

Bernadette B. Faley Bernadette B. Fahey

May 13, 2002 Date

Att. Docket No REG 780D

MAY 3 1 2002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of

Murphy, et al

USSN

10/076,840

Filed

February 15, 2002

For

METHODS OF MODIFYING

**EUKARYOTIC CELLS** 

May 13, 2002

Commissioner of Patents U.S. Patent and Trademark Office Washington, D.C. 20231

# RESPONSE TO MARCH 8, 2002, NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Sir:

On March 8, 2002, the U.S. Patent and Trademark Office issued a Notice to File Missing Parts of Nonprovisional Application ("Notice"). A response was due on May 8, 2002. Applicants request a one-month extension of time from May 8, 2002, to June 8, 2002. A response to the March 8, 2002, Notice is therefore due on June 8, 2002, and this response is being timely filed. The fee for a one-month extension of time is \$110.00 and the Commissioner is hereby authorized to charge this fee to Deposit Account 18-0650.

In response to the March 8, 2002, Notice To File Missing Parts of Nonprovisional Application ("Notice"), Applicants enclose the following: Exhibit 1: a copy of the Notice; Exhibit 2: executed Declaration and Power of Attorney, and Exhibit 3: copy of concurrently filed Transmittal of Sequence Listing. The surcharge for filing this

Att. Docket No. REG 780D USSN 10/076,840 Response to Notice to File Missing Parts

Declaration and Power of Attorney is \$130.00 and the Commissioner is hereby authorized to charge this amount to Deposit Account 18-0650.

No fee other than the fee of \$110.00 for a one-month extension of time, and the fee of \$130.00 for filing the Declaration is deemed necessary. However, if any additional fee is required, the Commissioner is hereby authorized to charge any such fee to Deposit Account No. 18-0650.

Respectfully submitted,

Linda O. Palladino

Reg. No. 45,636

Patent Agent for Applicants

Gail M. Kempler

Reg. No. 32,143

Joseph M. Sorrentino

Reg. No. 32,598

Laura J. Fischer

Reg. No. 50,420

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(914) 345-7400





#### United St and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE Washington, D.C. 20231

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/076,840

02/15/2002

Andrew J. Murphy

**REG 780D** 

**CONFIRMATION NO. 2776** 

Linda O. Palladino Regeneron Pharmaceuticals, Inc. 777 Old Saw Mill River Road Tarrytown, NY 10591



**FORMALITIES LETTER** \*OC000000007605301\*

COPY OF PAPERS ORIGINALLY FILED

Date Mailed: 03/08/2002

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

#### FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at

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# patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY